

Interview Summary

Application No.

09/098,730

Applicant(s)

Sugiyama, et al.

Examiner

Ta Tung

Group Art Unit

1743



All participants (applicant, applicant's representative, PTO personnel):

(1) Jill Warden

(3) _____

(2) Ken Fagan

(4) _____

Date of Interview Mar 20, 2001Type: ☒ Telephonic ☐ Personal (copy is given to ☐ applicant ☐ applicant's representative).Exhibit shown or demonstration conducted: ☐ Yes ☒ No. If yes, brief description:Agreement ☒ was reached. ☐ was not reached.Claim(s) discussed: 1

Identification of prior art discussed:

Of record

Description of the general nature of what was agreed to if an agreement was reached, or any other comments:

Mr. Fagan telephoned to indicate his concerns about the prosecution history in the application and the examiner's apparent refusal to accept applicants' evidence of unobviousness. Examiner's supervisor examined the application and suggested that, in this particular application, it appeared that evidence in support of the rejection was also strong, possibly accounting for the examiners' position. It was suggested that this application may require decision by the Board of Appeals, as the evidence on both sides is strong. We also discussed an amendment to claims to change to an average particle size which appears to be acceptable.

(A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.)

1. ☐ It is not necessary for applicant to provide a separate record of the substance of the interview.

Unless the paragraph above has been checked to indicate to the contrary, A FORMAL WRITTEN RESPONSE TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a response to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW.

2. ☐ Since the Examiner's interview summary above (including any attachments) reflects a complete response to each of the objections, rejections and requirements that may be present in the last Office action, and since the claims are now allowable, this completed form is considered to fulfill the response requirements of the last Office action. Applicant is not relieved from providing a separate record of the interview unless box 1 above is also checked.

Examiner Note: You must sign and stamp this form unless it is an attachment to a signed Office action.